

DAILY DIGEST Vol. 14, No. 217

November 21, 1995

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NEWS RELEASES

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FCC RESCINDS APPLICATION OF ORION  
COMMUNICATIONS FOR STATION WZLS(FM),  
BILTMORE FOREST, NC (Report No. MM 95-108, Mass  
Media Action)

The Commission has rescinded the application of  
Orion Communications, Ltd. for station WZLS(FM),  
Biltmore Forest, NC.

Action by the Commission November 7, 1995, by  
Memorandum Opinion and Order (FCC 95-456).

News Media contact: Patricia A. Chew at (202)  
418-0500. Mass Media Bureau contact: Vivian Keller or  
Michael Wagner at (202) 418-2720. [internet file name:  
nrmm5119.txt]

COMMISSION DISMISSES UNTIMELY APPLICATION  
FOR REVIEW OF DISMISSAL OF APPLICATION FOR  
NEW FM STATION IN CANNELTON, IN (Report No.  
MM 95-109, Mass Media Action)

The Commission has dismissed, as untimely, an  
application for review filed by Maytha N. Brewer, Executrix  
of the Estate of James Roland Brewer.

Action by the Commission November 7, 1995 by  
Memorandum Opinion and Order (FCC 95-457).

News Media contact: Patricia A. Chew at (202)  
418-0500. Mass Media contact: Peter H. Doyle at (202) 418-  
2625. [internet file name: nrmm 5120.txt]

BROWN BAG LUNCHEON ON FCC FORMS,  
WEDNESDAY NOVEMBER 29, 1995, 12:00 P.M. TO 1:00  
P.M.

To make a reservation contact: Glenda Briscoe at  
(202) 418-0261.

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PUBLIC NOTICES

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Report No. 267 -- MASS MEDIA BUREAU CALL SIGN  
ACTIONS

Report No. 23633 -- BROADCAST APPLICATIONS

Report No. 43633 -- BROADCAST ACTIONS

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Addenda: The following items, released November 20, 1995,  
did not appear on Digest No. 216:

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PUBLIC NOTICES

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CLOSED UNTIL FURTHER NOTICE: CABLE  
REFERENCE ROOM, 2033 M STREET, ROOM 333; MDS  
REFERENCE ROOM, 2033 M STREET, ROOM 207 -- For  
further information contact: Bill Cline at (202) 418-0267

MDS AUCTION SCHEDULE CHANGE, 900 MHz SMR  
AUCTION COMMENCEMENT DATE CHANGE, AND  
PCS C BLOCK AUCTION COMMENCEMENT AND  
BIDDING SEMINAR DATE CHANGE DUE TO FCC  
SHUTDOWN -- For further information contact: John  
Spencer (MDS), Diane Law (SMR), or Louis Sigalos (C  
Block) at (202) 418-0600.

#### FILING OF DOCUMENTS

Report No. AUC-95-05, Auction No. 5 -- FCC  
ANNOUNCES THE STATUS OF APPLICATIONS TO  
PARTICIPATE IN AUCTION OF BROADBAND PCS C  
BLOCK LICENSES -- For further information contact: Sue  
McNeil at (202) 418-0660.

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#### TEXTS

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REPLACEMENT OF PART 90 BY PART 88 TO REVISE  
THE PRIVATE LAND MOBILE RADIO SERVICES AND  
MODIFY THE POLICIES GOVERNING THEM. Denied  
the Requests for Stay filed by the Association of Public-  
Safety Communications Officials-International, Inc., the  
International Municipal Signal Association and the  
International Association of Fire Chiefs, and the Public  
Safety Communications Council. (PR Docket No. 92-235 by  
Order [DA 95-2354] adopted November 20, 1995 by the  
Deputy Chief, Wireless Telecommunications Bureau)

STARSYS GLOBAL POSITIONING, INC. Authorized  
Starsys Global Positioning to construct, launch, and operate  
a non-voice, non-geostationary mobile satellite service  
system in specific frequency bands below 1 GHz. (By O&A  
[DA 95-2343] adopted November 13, 1995 by the Chief,  
International Bureau)

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The following items, erroneously dated November 15, 1995,  
were released on November 20, 1995:

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#### TEXTS

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MACHIAS, ME. Proposed allotment of Channel 266B to  
Machias, Maine as that community's second FM broadcast  
service. Comments are due January 8, replies January 23.  
(MM Docket No. 95-169 by NPRM [DA 95-2280] adopted  
October 31, 1995 by the Chief, Allocations Branch, Policy

and Rules Division, Mass Media Bureau)

SEATTLE, WA. Admonished KVI Inc., licensee of Station KVI, Seattle, Washington, for violations of the Commission's rules and the Communications Act regarding retransmission of programming originating on another broadcast station. (By Letter [DA 95-2307] adopted November 7, 1995, by the Chief, Complaints & Investigations Branch, Enforcement Division, Mass Media Bureau)

WILLIARD, OH. Denied the application for review filed by Mansfield Christian School regarding the construction permit of WPJV(FM), Williard, Ohio. (By MO&O [FCC 95-452] adopted October 30, 1995 by the Commission)

US WEST COMMUNICATIONS, INC. Denied the petition for reconsideration filed by the National Cable Television Association regarding US West's authority to conduct a trial of video dialtone service in its Omaha, Nebraska, service area. (By Order on Reconsideration [FCC 95-458] adopted November 7, 1995 by the Commission)

CABLE SERVICES BUREAU  
DAILY DIGEST

The following items have a release date of November 15, 1995, but were released on November 20, 1995, due to the Government shutdown:

TCI CABLEVISION OF SAN JOSE. Denied appeal of local rate order of the City of Sunnyvale, CA filed by TCI Cablevision of San Jose. (By Order [DA 95-2270] adopted October 30, 1995 by the Chief, Cable Services Bureau)

CABLE EQUITIES OF THE VIRGINIAS. Granted small system relief and found the cable operators maximum permitted rate to be not unreasonable. (By MO&O [DA 95-2294] adopted November 6, 1995 by the Chief, Cable Services Bureau)

TELE-MEDIA COMPANY OF WESTERN CONNECTICUT. Granted the petition for stay filed by Tele-Media of local rate orders of the Connecticut Department of Public Utility Control, in which Tele-Media was directed to reduce Basic service tier rates and refund overcharges (By Order [DA 95-2296] adopted November 6, 1995 by the Chief, Cable Services Bureau)

GREATER WORCESTER CABLEVISION, INC./CTV OF DERRY, INC. Denied petition for special relief to delete several central Massachusetts cable communities from WNDS's ADI. Granted signal carriage complaint filed by CTV of Derry, Inc. and requiring Greater Worcester Cablevision, Inc. to carry WNDS on its several cable systems serving central Massachusetts communities. (By MO&O [DA 95-2304] adopted October 31, 1995 by the Cable Services Bureau)

COMCAST CABLEVISION OF TALLAHASSEE, INC. Granted the Motion to Substitute Application for Review of Memorandum Opinion and Order filed by Comcast

Cablevision of Tallahassee, Inc. Also denied the Motion to Strike filed by the City of Tallahassee, Florida. (By Order [DA 95-2305] adopted November 6, 1995 by the Chief, Consumer Protection and Competition Division, Cable Services Bureau)

AMERICA CABLE T.V. INVESTORS, LTD dba CHINO VALLEY CABLEVISION. Remanded appeal by American Cable T.V. Investors, Ltd, d/b/a Chino Valley Cablevision, of local cable rate order adopted by the local franchising authority, City of Chino, California, regarding the local franchising authority's decision to prohibit operator from offsetting its refund liability with undercharges in equipment charges. (By MO&O [DA 95-2308] adopted on November 6, 1995 by the Chief, Cable Services Bureau)

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The following item, released November 13, 1995, did not appear on Digest No. 215:

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TEXT

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AMENDMENT OF THE COMMISSION'S RULES  
REGARDING THE 37.0-38.6 GHz AND 38.6-40 GHz  
BANDS. Imposed freeze on applications accepted for filing for the 38.6-40.0 GHz frequency band in the Common Carrier or Operational Fixed Point-to-Point Microwave Radio Services. (By Order [DA 95-2341] adopted November 13, 1995 by the Acting Chief, Wireless Telecommunications Bureau)

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